

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Case No.: 1:22-CR-02109-SAB-1

Plaintiff,

## Motion for Detention

V

## GREGORIO CANTU.

Defendant.

The United States moves for pretrial detention of Defendant, pursuant to 18 U.S.C. § 3142(e) and (f).

## 1. Eligibility of Case

This case is eligible for a detention order because the case involves (check one or more):

- Crime of violence (as defined in 18 U.S.C. § 3156(a)(4) which includes any felony under Chapter 77, 109A, 110 and 117);

□ Maximum penalty of life imprisonment or death:

1        Drug offense with maximum penalty of 10 years or more;  
2        Felony, with two prior convictions in above categories;  
3        Felony that involves a minor victim or that involves the possession or  
4       use of a firearm or destructive device as those terms are defined in 18 U.S.C.  
5       § 921, or any other dangerous weapon, or involves a failure to register under 18  
6       U.S.C. § 2250;

7        Serious risk Defendant will flee; or  
8        Serious risk obstruction of justice.

9       2. Reason for Detention

10       The Court should detain Defendant because there is no condition or  
11       combination of conditions which will reasonably assure (check one or both):

12        Defendant's appearance as required; or  
13        Safety of any other person and the community.

14       3. Rebuttable Presumption.

15       The United States    will    will not invoke the rebuttable  
16       presumption against Defendant under 18 U.S.C. § 3142(e).

17       If the United States is invoking the presumption, it applies because there is  
18       probable cause to believe Defendant committed:

19        Drug offense with maximum penalty of 10 years or more;

1         An offense under 18 U.S.C. §§ 924(c), 956(a), or 2332b;

2         An offense under 18 U.S.C. §§ 2332b (g)(5)(B) for which a maximum

3 term of imprisonment of 10 years or more is prescribed;

4             An offense under chapter 77 of Title 18, United States Code, for

5 which a maximum term of imprisonment of 20 years or more is prescribed;

6             An offense involving a minor victim under 18 U.S.C. §§ 1201, 1591,

7 2241, 2242, 2244(a)(1), 2245, 2251, 2251A, 2252(a)(1), 2252(a)(2), 2252(a)(3),

8 2252A(a)(1), 2252A(a)(2), 2252A(a)(3), 2252A(a)(4), 2260, 2421, 2422, 2423, or

9 2425;

10            Other circumstances as defined in 18 U.S.C. § 3142(e)(2).

11        4. Time for Detention Hearing

12        The United States requests that the Court conduct the detention hearing:

13         At the first appearance, or

14         After a continuance of three days.

15        5. No Contact Order

16        The United States further requests, in addition to pretrial confinement, that

17        Defendant be subject to the following condition:

18        Defendant shall have no contact whatsoever, direct or indirect, with any

19        persons Defendant knows or reasonably should know are or may become a victim

1 or potential witness in the subject investigation or prosecution. Prohibited forms of  
2 contact include, but are not limited to, telephone, mail, email, text, video, social  
3 media, and/or any contact through any third person or parties.  
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5 Dated: November 10, 2022.  
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Vanessa R. Waldref  
United States Attorney

s/Frances E. Walker

Frances E. Walker  
Assistant United States Attorney